

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
IN ITS INSOLVENCY JURISDICTION
NOTICE OF MOTION NO. 82 OF 2005
IN
PETITION NO. 186 OF 2004

Re: Rameshkumar Kalia & ors. .. Debtors

Ex-parte:

The Greater Bombay Co-operative

Bank Ltd. .. Judgement Creditors

...

Mr.S.R. Bhalekar for the petitioning creditor.

CORAM : D.G. KARNIK, J.

DATED : 21st June 2005.

P.C.:

1. Heard learned counsel for the petitioning creditor.

2. The notice of the original petition was not served on the judgement debtor and the petition came to be dismissed in default for non-appearance of the

Advocate of the petitioning creditor. As the notice of original petition was not served on the judgement debtor, it is not necessary to serve a notice of this motion on the judgement debtor.

3. For the reasons stated in paragraph nos.3 and 4 of the affidavit in support, motion is made absolute in terms of prayer clause (a).

4. Suit restored to file and adjourned to 2nd August 2005.

D.G. KARNIK, J